

United States
Copyright Royalty Board

Search

COPY

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Single Claim for DART Royalty Fees Collected During 2008

In accordance with Chapter 10 of the U.S. Copyright Act, 17 U.S.C. § 1001 *et seq.*, and Part 360 of the Copyright Royalty Board regulations, 37 CFR §§ 360.20–360.25, the claimant named herein files with the Copyright Royalty Board a claim to royalty payments for digital audio recording devices and digital audio recording media, collected during the period January 1 through December 31, 2008. (Read more details.)

Please provide the requested information for each item.

Claimant & Filer

1. Name of person or entity filing the claim:

Herman Kelly

Please indicate filer's status:

☒ Interested Copyright Party

☐ Authorized Representative of Interested Copyright Party

Address of person or entity filing the claim:

p.o. box 14157
detroit, michigan
48214 -0157

Telephone number of person or entity filing the claim:

313-894-8855

Email address (if any) of person filing the claim:

hermankelly@att.net

2. Name of the person or entity claiming royalty payments: If the interested copyright party is the same person or entity identified in number 1, please enter "SAME."

same

Address of the person or entity claiming royalty payments. If the address is the same as that of the person or entity identified in item 1, please enter "SAME."

same

Claim Information

3. Subfund Selection: Select the subfund against which your claim is being made. A separate claim must be filed for each subfund. (Select only one subfund below.)

Sound Recordings Fund

☐ **Copyright Owners Subfund.** Also select statement A or D(i) below in item 4, whichever is more applicable.

☒ **Featured Artists Subfund.** Also select statement C or D(i) below in item 4, whichever is more applicable.

Musical Works Fund

☐ **Writers Subfund.** Also select statement B, D(i), or D(ii) below in item 4, whichever is more applicable.

☐ **Publishers Subfund.** Also select statement B, D(i), or D(ii) below in item 4, whichever is more applicable.

4. Interested Copyright Party Definition: Indicate how the claimant fits within the definition of interested copyright party in 17 U.S.C. § 1001(7). If the claimant is an interested copyright party under more than one definition, select the most appropriate definition that corresponds to the subfund selected in item 3 (above). Check only one statement below.

17 USCS & 1007, 17 USCS & 1006

featured/non featured artist, musician - Vocalist

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INTERESTED COPYRIGHT PARTY DEFINITION: Indicate below how the claimant fits within the definition of "interested copyright party" in 17 U.S.C. §1001(7). If the claimant is an interested copyright party under more than one category, then select the most appropriate category that corresponds to the subfund selected in item 4 (above).

Check only one statement below.

- (A) ☒ I am the owner of the exclusive right under section 106(1) of the Copyright Act to reproduce a sound recording of a musical work that has been embodied in a digital musical recording or analog musical recording lawfully made under the Copyright Act that has been distributed (see 17 U.S.C. §1001(7)(A)); or
- (B) ☐ I am the legal or beneficial owner of, or the person who controls, the right to reproduce in a digital musical recording or analog musical recording a musical work that has been embodied in a digital musical recording or analog musical recording lawfully made under the Copyright Act that has been distributed (see 17 U.S.C. §1001(7)(B)); or
- (C) ☒ I am a featured recording artist who performs on a sound recording that has been distributed (see 17 U.S.C. §1001(7)(C)); or
- (D) I am an association or other organization (make your selection below):
- (i) ☐ representing persons specified in subparagraph (A), (B), or (C), (17 U.S.C. §1001(7)(D)(i)) —or—
- (ii) ☐ engaged in licensing rights in musical works to music users on behalf of writers and publishers (17 U.S.C. §1001(7)(D)(ii)).

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CLAIM IDENTIFICATION: Provide the title of at least one musical work or sound recording embodied in a digital musical recording or an analog musical recording lawfully made under the Copyright Act that has been distributed or disseminated to the public in transmissions between January 1 and December 31, 2008.

holy hip hop, one on one on one, dopeman tribute remix, it's a sport affair, ticket to a dream world, dance to the drummer's beat, easy going, hello, enjoyment, dance, hump to the sound, time after time, who's the funky d.j., live at freak nik, throw the d and ghetto bass, freak nik 97 live, throw the d, jealous girl. sound, easy going, a refreshing love, share your love, world.

Declaration

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The undersigned declares under penalty of law that he or she is the interested copyright party or a representative of that party duly authorized to file this claim and further declares that all statements contained herein are true, complete, and accurate to the best of the undersigned's knowledge, information, and belief, and are made in good faith. [18 U.S.C. §1001 (2000)]

(TYPED OR PRINTED NAME)

HERMAN KELLY

(SIGNATURE)

Herman Kelly

Feb 5, 2009

(DATE)